

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): L.A. DICKENS et al. Examiner: Ernest Unelus
Serial No. 10/812,326 Group Art Unit: 2187
Filed March 29, 2004 Docket No.: TUC920030125US1
TITLE: METHOD, SYSTEM, AND PROGRAM FOR BUILDING A QUEUE TO
TEST A DEVICE

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being transmitted via the EFS-Web system over the Internet to Ernest Unelus of the United States Patent and Trademark Office on November 13, 2007.

/David Victor/

David W. Victor

**RESPONSE TO AFTER FINAL OFFICE ACTION SUBMITTED CONCURRENTLY
WITH REQUEST FOR CONTINUED EXAMINATION (RCE)**

This amendment is submitted in response to a third final office action in the above case dated June 11, 2007 (“FOA3”) and concurrently with a Request for Continued Examination (RCE). In FOA3, the Examiner rejected all the claims as anticipated (35 U.S.C. §102) or obvious (35 U.S.C. §103) over cited art. During a phone interview held October 18, 2007, the Examiner proposed amendments to the claims, which are submitted herein. The Examiner indicated that these amendments may overcome the currently cited art and asked Applicant to submit in an RCE for consideration. Applicants have amended the claims as discussed, amending claim 1 to include the requirements of claims 5 and 6, amending claim 12 to include the requirements of claims 16 and 17, and amending claim 23 to include the requirements of claims 27 and 28. Applicants submit that all pending claims 1-4, 8-15, and 19-26, and 29-31 are patentable over the cited art and in condition for allowance for the reasons discussed herein.

Amendments to the Claims are reflected in the listing of claims which begins on page 2

Remarks/Arguments begin on page 8.